

NAME OF COURT AND DISTRICT, BRANCH, OR DIVISION, IF ANY: 	<i>FOR COURT USE ONLY</i>
<p style="text-align: center;">PEOPLE OF THE STATE OF CALIFORNIA</p> <p style="text-align: center;">vs.</p> <p>DEFENDANT:</p>	
<p style="text-align: center;">PROTECTIVE ORDER IN CRIMINAL PROCEEDING (CLETS) (Penal Code, § 136.2)</p> <p><input type="checkbox"/> ORDER PENDING TRIAL <input type="checkbox"/> MODIFICATION</p> <p><input type="checkbox"/> ORDER POST TRIAL PROBATION CONDITION</p>	CASE NUMBER:

THIS ORDER TAKES PRECEDENCE OVER ANY CONFLICTING COURT ORDER

PERSON TO BE RESTRAINED (Name): _____	
Sex: <input type="checkbox"/> M <input type="checkbox"/> F	Ht.: _____ Wt.: _____ Hair Color: _____ Eye Color: _____ Race: _____ Age: _____ Date of Birth: _____
<input type="checkbox"/> The defendant is a peace officer with _____ Department.	

- This proceeding was heard
on (date): _____ at (time): _____ in Dept.: _____ Room: _____
by judicial officer (name): _____
- ☐ Defendant was personally present at the court hearing, and no additional proof of service of the restraining order is required.

GOOD CAUSE APPEARING, THE COURT ORDERS

- The above-named defendant
 - shall not annoy, harass, strike, threaten, sexually assault, batter, stalk, destroy personal property of, or otherwise disturb the peace of the protected persons named below.
 - shall not attempt to or actually prevent or dissuade any victim or witness from attending a hearing or testifying or making a report to any law enforcement agency or person.
 - must surrender to local law enforcement or sell to licensed gun dealer any firearm in or subject to his or her immediate possession or control within**
 - ☐ 24 hours after issuance of this order
 - ☐ 48 hours after service of this order
 - ☐ other (specify): _____

The restrained person shall file a receipt with the court showing compliance with this order within 72 hours of receiving this order.

- ☐ shall have no personal, telephonic, or written contact with the protected persons named below.
 - ☐ shall have no contact with the protected persons named below through a third party, except an attorney of record.
 - ☐ shall not come within _____ yards of the protected persons named below.
 - ☐ shall have peaceful contact with the protected persons named above for court-ordered visitation as ordered in prior or subsequent Family Court and Juvenile Court orders as an exemption to the "no contact" and "stay away" provisions of this order.
- ☐ The protected person may record any prohibited communications made to him or her by the restrained person.
 - NAMES OF PROTECTED PERSONS:
 - Other orders including stay-away orders from specific locations:
 - This order expires on (specify date): _____
If no date is listed, this order expires three years from the date of issuance.

Date: _____

JUDICIAL OFFICER Department/Division: _____

(See warnings on reverse)

WARNINGS AND NOTICES

1. This order takes precedence over any other prior or subsequent conflicting protective order, visitation order, or any other order of the court.
2. **VIOLATION OF THE ORDER IS SUBJECT TO CRIMINAL PROSECUTION.** Violation of this restraining order may be punished as a contempt of court, a misdemeanor, or a felony. Taking or concealing a child in violation of this order may be a felony and punishable by confinement in state prison, a fine, or both. Traveling across state or tribal boundaries with the intent to violate the order may be punishable as a federal offense under the Violence Against Women Act, 18 U.S.C. § 2261(a)(1) (1994).
3. **NOTICE REGARDING FIREARMS.** Any person subject to a restraining order is prohibited from owning, possessing, purchasing or attempting to purchase, receiving or attempting to receive, or otherwise obtaining a firearm. Such conduct is subject to a \$1,000 fine and imprisonment. At the hearing on this matter, the court will order that the person subject to these orders shall relinquish any firearms and not own or possess any firearms during the period of the restraining order. Under federal law, the issuance of a restraining order after hearing will generally prohibit the restrained person from owning, accepting, transporting, or possessing firearms or ammunition. A violation of this prohibition is a separate federal crime.
4. **ENFORCING THIS RESTRAINING ORDER IN CALIFORNIA**
 - This order **shall** be enforced in California by any law enforcement agency that has received the order or is shown a copy of the order, or has verified its existence on the California Law Enforcement Telecommunications System (CLETS).
 - Law enforcement **shall** determine whether the restrained person had notice of the order. If notice cannot be verified, law enforcement **shall** advise the restrained person of the terms of the order and, if the restrained person fails to comply, shall enforce it. (Family Code, § 6383.)
5. **ENFORCING RESTRAINING ORDERS ACROSS STATE LINES.** Restraining orders from other states, the District of Columbia, the Commonwealth of Puerto Rico, tribal lands, and U.S. territories shall be deemed valid if the issuing court had jurisdiction over the parties and matter under the laws of that place or tribunal, and shall be enforced as if they were California orders. Such orders shall be presumed valid when the order appears authentic on its face. (Family Code, § 6380.5(a).)
6. **CERTIFICATE OF COMPLIANCE WITH VIOLENCE AGAINST WOMEN ACT (VAWA).** The restraining order herein meets all Full Faith and Credit requirements of the Violence Against Women Act, 18 U.S.C. § 2265 (1994). This court has jurisdiction over the parties and the subject matter, and the restrained person has been afforded notice and a timely opportunity to be heard as provided by the laws of this jurisdiction. This order is valid and entitled to enforcement in all jurisdictions throughout the 50 United States, the District of Columbia, all tribal lands, and all U.S. territories, and shall be enforced as if it were an order of that jurisdiction.
7. **EFFECTIVE DATE AND EXPIRATION DATE OF ORDERS**
 - These orders are effective as of the date they were signed by a judicial officer.
 - These orders expire as explained in item 7 on the reverse.
 - If no expiration date is listed for the restraining orders, they expire three years from the date issued. Child custody, visitation and support orders, and property and other orders have different expiration dates and generally remain in effect until further court order.